
HOUSE BILL 2913

State of Washington 60th Legislature 2008 Regular Session

By Representatives Chandler and Rodne

Read first time 01/17/08. Referred to Committee on Judiciary.

1 AN ACT Relating to removal of obsolete rules from the Washington
2 Administrative Code; and amending RCW 34.05.210.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 34.05.210 and 2007 c 456 s 3 are each amended to read
5 as follows:

6 (1) The code reviser shall cause the Washington Administrative Code
7 to be compiled, indexed by subject, and published. All current,
8 permanently effective rules of each agency shall be published in the
9 Washington Administrative Code. Compilations shall be supplemented or
10 revised as often as necessary and at least annually in a form
11 compatible with the main compilation.

12 (2) Subject to the provisions of this chapter, the code reviser
13 shall prescribe a uniform numbering system, form, and style for all
14 proposed and adopted rules.

15 (3) The code reviser shall publish a register setting forth the
16 text of all rules filed during the appropriate register publication
17 period.

18 (4) The code reviser may omit from the register or the compilation,
19 rules that would be unduly cumbersome, expensive, or otherwise

1 inexpedient to publish, if such rules are made available in printed or
2 processed form on application to the adopting agency, and if the
3 register or compilation contains a notice stating the general subject
4 matter of the rules so omitted and stating how copies thereof may be
5 obtained.

6 (5) The code reviser may edit and revise rules for publication,
7 codification, and compilation, without changing the meaning of any such
8 rule.

9 (6) When a rule, in whole or in part, is declared invalid and
10 unconstitutional by a court of final appeal, the adopting agency shall
11 give notice to that effect in the register. With the consent of the
12 attorney general, the code reviser may remove obsolete rules or parts
13 of rules from the Washington Administrative Code when:

14 (a) The rules are declared unconstitutional by a court of final
15 appeal and the agency that adopted the rule agrees with its removal; or

16 (b) The adopting agency ceases to exist and the rules are not
17 transferred by statute to a successor agency.

18 (7) Compilations shall be made available, in written form to (a)
19 state elected officials whose offices are created by Article II or III
20 of the state Constitution or by RCW 48.02.010, upon request, (b) the
21 secretary of the senate and the chief clerk of the house for committee
22 use, as required, but not to exceed the number of standing committees
23 in each body, (c) county boards of law library trustees and to the
24 Olympia press corps library, and (d) other persons at a price fixed by
25 the code reviser.

26 (8) The board of law library trustees of each county shall keep and
27 maintain a complete and current set of registers and compilations when
28 required for use and inspection as provided in chapter 27.24 RCW. If
29 the register is published exclusively by electronic means on the code
30 reviser web site, providing on-site access to the electronic version of
31 the register shall satisfy the requirements of this subsection for
32 access to the register.

33 (9) Registers shall be made available in written form to the same
34 parties and under the same terms as those listed in subsection (7) of
35 this section, unless the register is published exclusively by
36 electronic means on the code reviser web site.

1 (10) Judicial notice shall be taken of rules filed and published as
2 provided in RCW 34.05.380 and this section.

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